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RICHARD V. BURGUJIAN 571-203-2790 rich.burgujian@finnegan.com

June 14, 2004

Suzuye & Suzuye Kasumigaseki UBE Building 3-7-2 Kasumigaseki Chiyoda-ku Tokyo 100-0013, JAPAN Via Facsimile

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Technology Center 2600

U.S. Patent Application Serial No.: 09/662,230

Inventors: Hideo ANDO et al. Your Reference: T4KM-00S0734 Our Reference: 04329.2387

Dear Sirs:

Further to our letter of May 20, 2004, this letter provides our comments on the Office Action dated May 10, 2004. A response to the outstanding Office Action is due on or before **August 10, 2004**, which may be extended, with the payment of appropriate fees, to expire on November 10, 2004.

Claims 1, 3, 5, 6, and 15-23 are pending and under current examination. In the Office Action, the Examiner rejected all the above claims under 35 U.S.C. § 102(b) as anticipated by <u>Tada</u> (U.S. Patent No. 5,982,980). Because this is a first Office Action after the filing of a RCE, this Office Action is not final.

Regarding the 35 U.S.C. § 102(b) rejection of claims 5, 6, and 15, we note that <u>Tada</u> does not disclose at least "dividing said first audio information managed in the music reproduction unit into second audio information and third audio information," as required by claim 5; "combining said fourth audio information and said fifth audio information to form sixth audio information," as required by claim 6; and "reproducing said program chain information to search for the representative image, and reproducing the audio information corresponding to the searched representative image," as required by claim 15. We propose to request withdrawal of the rejection for at least the reason that these elements are missing from the references.

Please advise us if you wish to add additional arguments or claim amendments to further define the present invention and to advance prosecution. We look forward to receiving Applicants' instructions prior to the due date of **August 10, 2004**, consistent with allowing

enough time for us to prepare a suitable Response to the Office Action. In the meantime, if you have any questions or comments, please contact us.

With best regards,

Sincerely,

Richard V. Burgujian*

Rectard V. Burguejean / Res

RVB/WT1

*Admitted in the District of Columbia only

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FROM Name

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